

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY  
CAMDEN VICINAGE

In re: Valsartan Products Liability  
Litigation

Taffnie Williams, Plaintiff

This document relates to:

MDL No. 2875

Honorable Robert B. Kugler,  
District Court Judge

Honorable Joel Schneider,  
Magistrate Judge

**SHORT FORM COMPLAINT**

Plaintiff(s) file(s) this *Short Form Complaint and Demand for Jury Trial* against Defendants named below by and through the undersigned counsel. Plaintiff(s) incorporate(s) by reference the allegations contained in *Plaintiffs' Master Long Form Complaint and Jury Demand in In re: Valsartan Products Liability Litigation*, MDL 2875 in the United States District Court for the District of New Jersey, Camden Vicinage. Plaintiff(s) file this Short Form Complaint as permitted by Case Management Order Nos. 3, 9, and 13 of this Court.

In addition to those causes of action contained in *Plaintiffs' Master Long Form Complaint and Jury Demand*, where certain claims require specific pleadings and/or amendments, Plaintiff(s) shall add and include them herein.

**IDENTIFICATION OF PARTIES**

**I. IDENTIFICATION OF PLAINTIFF(S)**

1. Name of individual who alleges injury due to use of a valsartan-containing drug: Taffnie Williams

2. This claim is being brought on behalf of

- ☒ Myself  
☐ Someone else

a. If I checked, "someone else", this claim is being brought on behalf of: \_\_\_\_\_

b. My relationship to the person in 2(a) is: \_\_\_\_\_

3. Consortium Claim(s): The following individual(s) allege damages for loss of consortium: \_\_\_\_\_

4. County and state of residence of Plaintiff or place of death of Decedent: \_\_\_\_\_  
Athens County, Ohio

5. If a survival and/or wrongful death claim is asserted:

a. Name of the individual(s) bringing the claims on behalf of the decedent's estate, and status (i.e., personal representative, administrator, next of kin, successor in interest, etc.): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## II. IDENTIFICATION OF DEFENDANTS

1. Plaintiff(s) bring claims against the following Defendants:

*(\* Defendants with asterisks next to their names have been dismissed pursuant to a dismissal and tolling stipulation entered by the Parties. By checking the box next to any asterisked Defendant(s), Plaintiff thereby represents that he or she would have brought an action against said Defendant(s) but for the dismissal and tolling stipulation.)*

### i. API Manufacturers

	Defendant Role	Defendant Name	HQ States
<input checked="" type="checkbox"/>	API Manufacturer	Aurobindo Pharma, Ltd.	Foreign
<input checked="" type="checkbox"/>	API Manufacturer Parent Corporation	Hetero Drugs, Ltd.	Foreign
<input checked="" type="checkbox"/>	API Manufacturer	Hetero Labs, Ltd.	Foreign
<input checked="" type="checkbox"/>	API Manufacturer	Mylan Laboratories Ltd.	Foreign
<input checked="" type="checkbox"/>	API Manufacturer	Zhejiang Huahai Pharmaceutical Co., Ltd.	Foreign
<input checked="" type="checkbox"/>	API Manufacturer	John Doe	N/A

*ii. Finished Dose Manufacturers*

	Defendant Role	Defendant Name	HQ States
<input checked="" type="checkbox"/>	Finished Dose Manufacturer	Arrow Pharm (Malta) Ltd.	Foreign
<input checked="" type="checkbox"/>	Finished Dose Manufacturer	Aurolife Pharma, LLC	NJ
<input checked="" type="checkbox"/>	Finished Dose Manufacturer	Hetero Labs, Ltd.	Foreign
<input checked="" type="checkbox"/>	Finished Dose Manufacturer	Mylan Pharmaceuticals Inc.	WV
<input checked="" type="checkbox"/>	Finished Dose Manufacturer	Teva Pharmaceutical Industries Ltd.	Foreign
<input checked="" type="checkbox"/>	Finished Dose Manufacturer	Torrent Pharmaceuticals, Ltd.	Foreign
<input checked="" type="checkbox"/>	Finished Dose Manufacturer	Zhejiang Huahai Pharmaceutical Co., Ltd.	Foreign
<input checked="" type="checkbox"/>	Finished Dose Manufacturer	John Doe	N/A

*iii. Repackagers, Labelers, and Distributors*

	Defendant Role	Defendant Name	HQ States
<input checked="" type="checkbox"/>	Labeler/ Distributor	Aceteris, LLC	NJ
<input checked="" type="checkbox"/>	Finished Dose Distributor	Actavis LLC	NJ
<input checked="" type="checkbox"/>	Finished Dose Distributor	Actavis Pharma, Inc.	NJ
<input checked="" type="checkbox"/>	Repackager	A-S Medication Solutions, LLC	NE
<input checked="" type="checkbox"/>	Finished Product Distributor	Aurobindo Pharma USA, Inc.	NJ
<input checked="" type="checkbox"/>	Repackager	AvKARE, Inc.	TN
<input checked="" type="checkbox"/>	Repackager	Bryant Ranch Prepack, Inc.	PA
<input checked="" type="checkbox"/>	Labeler/Distributor	Camber Pharmaceuticals, Inc.	NJ
<input checked="" type="checkbox"/>	Parent Company for The Harvard Drug Group, L.L.C. d/b/a Major Pharmaceuticals	Cardinal Health, Inc.	OH
<input checked="" type="checkbox"/>	Repackager	The Harvard Drug Group, LLC d/b/a Major Pharmaceuticals	MI
<input checked="" type="checkbox"/>	Repackager	H J Harkins Co., Inc.	CA
<input checked="" type="checkbox"/>	API Distributor	Huahai U.S. Inc.	NJ

<input checked="" type="checkbox"/>	Repackager	Northwind Pharmaceuticals	IN
<input checked="" type="checkbox"/>	Repackager	NuCare Pharmaceuticals, Inc.	CA
<input checked="" type="checkbox"/>	Repackager	Preferred Pharmaceuticals, Inc.	CA
<input checked="" type="checkbox"/>	Repackager	RemedyRepack, Inc.	PA
<input checked="" type="checkbox"/>	Finished Dose Distributor	Solco Healthcare U.S., LLC	NJ
<input checked="" type="checkbox"/>	Finished Dose Distributor	Teva Pharmaceuticals USA, Inc.	PA
<input checked="" type="checkbox"/>	Finished Dose Distributor	Torrent Pharma, Inc.	NJ
<input checked="" type="checkbox"/>	Labeler/Distributor/Repackager	John Doe	N/A

*iv. Wholesaler Defendants*

	Defendant Role	Defendant Name	HQ States
<input checked="" type="checkbox"/>	Wholesaler	AmerisourceBergen Corporation	PA
<input checked="" type="checkbox"/>	Wholesaler	Cardinal Health, Inc.	OH
<input checked="" type="checkbox"/>	Wholesaler	McKesson Corporation	TX
<input checked="" type="checkbox"/>	Wholesaler	John Doe	N/A

*v. Pharmacies*

	Defendant Role	Defendant Name	HQ States
<input checked="" type="checkbox"/>	Pharmacy	Albertsons Companies, LLC	ID
<input checked="" type="checkbox"/>	Parent Corporation for Express Scripts, Inc. and Express Scripts Holding Co.	Cigna Corporation	CT
<input checked="" type="checkbox"/>	Pharmacy	CVS Health	RI
<input checked="" type="checkbox"/>	Parent Corporation for Express Scripts, Inc.	Express Scripts Holding Company	MO
<input checked="" type="checkbox"/>	Pharmacy	Express Scripts, Inc.	MO
<input checked="" type="checkbox"/>	Parent Corporation for Humana Pharmacy, Inc.	Humana Inc.	KY
<input checked="" type="checkbox"/>	Pharmacy	Humana Pharmacy, Inc.	KY
<input checked="" type="checkbox"/>	Pharmacy	The Kroger Co.	OH
<input checked="" type="checkbox"/>	Pharmacy	OptumRx	CA
<input checked="" type="checkbox"/>	Parent Corporation for OptumRx	Optum, Inc.	MN

<input checked="" type="checkbox"/>	Pharmacy	Rite Aid Corp.	PA
<input checked="" type="checkbox"/>	Parent Corporation for OptumRx and Optum, Inc.	UnitedHealth Group	MN
<input checked="" type="checkbox"/>	Pharmacy	Walgreens Boots Alliance	IL
<input checked="" type="checkbox"/>	Pharmacy	Walmart Inc.	AR
<input checked="" type="checkbox"/>	Pharmacy	John Doe	N/A

*vi. FDA Liaisons*

	Defendant Role	Defendant Name	HQ States
<input checked="" type="checkbox"/>	FDA Liaison	Hetero USA, Inc.	NJ
<input checked="" type="checkbox"/>	FDA Liaison	Prinston Pharmaceutical Inc.	NJ
<input checked="" type="checkbox"/>	FDA Liaison	John Doe	N/A

**III. JURISDICTION AND VENUE**

**7. Jurisdiction is based on:**

- ☒ Diversity of Citizenship  
☐ Other as set forth below: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**8. Venue: District and Division in which remand and trial is proper and where you might have otherwise filed this Short Form Complaint, absent the Direct Filing Order entered by this Court: U. S. District Court, Southern District of Ohio**

**IV. PLAINTIFF'S INJURIES**

**9. Injuries: Plaintiff was diagnosed with the following type of cancer:**

<input type="checkbox"/> Liver	<input checked="" type="checkbox"/> Kidney
<input type="checkbox"/> Stomach	<input type="checkbox"/> Colorectal
<input type="checkbox"/> Pancreatic	<input type="checkbox"/> Esophageal

<input type="checkbox"/> Small Intestine	<input type="checkbox"/> Other:
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**CAUSES OF ACTION**

10. Plaintiff(s) hereby adopt(s) and incorporate(s) by reference the *Master Long Form Complaint and Jury Demand* as if fully set forth herein.

11. The following claims and allegations asserted in the *Master Long Form Complaint and Jury Demand* are herein adopted by Plaintiff(s):

- ☒ Count I: Strict Liability – Manufacturing Defect
- ☒ Count II: Strict Liability – Failure to Warn
- ☒ Count III: Strict Liability – Design Defect
- ☒ Count IV: Negligence
- ☒ Count V: Negligence Per Se
- ☒ Count VI: Breach of Express Warranty
- ☒ Count VII: Breach of Implied Warranty
- ☒ Count VIII: Fraud
- ☒ Count IX: Negligent Misrepresentation
- ☒ Count X: Breach of Consumer Protection Statutes of the state(s) of: \_\_\_\_\_
- ☐ Count XI: Wrongful Death
- ☐ Count XII: Survival Action
- ☐ Count XIII: Loss of Consortium
- ☒ Count XIV: Punitive Damages
- ☐ Other State Law Causes of Action as Follows:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

12. Fraud Count: Plaintiff adopts, incorporates and relies upon the allegations made in the Master Complaint. Any additional Plaintiff-specific allegations as to the Fraud Count must be set forth here: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

13. **Express Warranty Count:** Plaintiff adopts, incorporates, and relies upon the allegations made in the Master Complaint. Any additional Plaintiff-specific allegations as to the Express Warranty Count must be set forth here: \_\_\_\_\_

14. Plaintiff(s) further bring claims against the following additional Defendants who are not listed above, and such claims are based upon the following grounds:

WHEREFORE, Plaintiff(s) pray(s) for relief and demand(s) a trial by jury as set forth in the Plaintiffs' Master Long Form Complaint in MDL 2875 in the United States District Court for the District of New Jersey.

Dated: December 23, 2020

/s/ Mark E. Defossez  
Mark E. Defossez (0054578)  
Donahey, Defossez, & Evans  
495 South High St., Suite 300  
Columbus, OH 43215  
Ph: 614-224-8166  
Fax: 614-849-0475  
Mark@donaheyfaw.com

*Counsel for Plaintiff(s)*